UNITED STATES PATENT AND TRADEMARK OFFICE



Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450 www.uspto.gov

K & L Gates PO Box 1135 Chicago, IL 60690

COPY MAILED MAR 18 2010

In re Patent No. 7,544,511

Yang et al.

Issue Date: June 9, 2009
Application No. 10/047,352

Filed: Jan. 14, 2002

Attorney Docket No. 3708869-

00024

Title: STABLE NEURAL STEM CELL

LINE METHODS

: DECISION UPON REMAND AND

: RECONSIDERATION OF

: PATENT TERM ADJUSTMENT

: AND NOTICE OF INTENT

: TO ISSUE CERTIFICATE OF

: CORRECTION

This is a decision following remand from the District Court for the District of Columbia regarding the patent term adjustment indicated on the above-identified patent. The Court remanded this matter to the U.S. Patent and Trademark Office for recalculation of the patent term adjustment in accordance with the decision in Wyeth & Elan Pharma Int'l Ltd. v. Kappos, 591 F.3d 1364 (Fed. Cir. 2010).

The patent term adjustment indicated on the above-identified patent has been recalculated as directed by the Court. The term of the above-identified patent is extended or adjusted by six hundred and eighty nine (689) days.

The application is being forwarded to the Certificates Branch for issuance of a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by six hundred and eighty nine (689) days.

Telephone inquiries specific to this matter should be directed to Senior Legal Advisor, Kery A. Fries at (571) 272-7757.

/Kery A. Fries/

Kery A. Fries Senior Legal Advisor Attorney Patent No. 7,544,511 Application No. 10/047,352 Page 2
Office of Patent Legal Administration
Office of Associate Commissioner
For Patent Examination Policy

Enclosure: Copy of DRAFT Certificate of Correction

UNITED STATES PATENT AND TRADEMARK OFFICE **CERTIFICATE OF CORRECTION**

PATENT

: 7,544,511 B2

DATED

: June 9, 2009

DRAFT

INVENTOR(S): Yang et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

Subject to any disclaimer, the term of this patent is extended or adjusted [*] Notice: under 35 USC 154(b) by 200 days

Delete the phrase "by 200 days" and insert - by 689 days--

Day: Wednesday



Date: 3/17/2010 Time: 14:24:53

PTA Calculations for Application: <u>10/047352</u>							
Application Filing Date: 01/14/2002 PTO Delay (PTO): 7							
Issue Date of Patent:	06/09/2009	Three Years:	0				
Pre-Issue Petitions:	0	Applicant Delay (APPL):	556				
Post-Issue Petitions:	0	Total PTA (days):	689				
PTO Delay Adjustment:	489						

	File Contents History							
Number	Date	Contents Description	PTO	APPL	START			
103	03/17/2010	ADJUSTMENT OF PTA CALCULATION BY PTO	489					
96.5	05/20/2009	PTA 36 MONTHS						
96	06/09/2009	PATENT ISSUE DATE USED IN PTA CALCULATION						
95	05/15/2009	EXPORT TO FINAL DATA CAPTURE						
94	05/14/2009	DISPATCH TO FDC						
93	05/12/2009	MAIL-PETITION DECISION - DISMISSED						
92		PETITION DECISION - DISMISSED						
91	04/14/2009	APPLICATION IS CONSIDERED READY FOR ISSUE						
90	03/16/2009	PETITION ENTERED						
89	04/13/2009	ISSUE FEE PAYMENT VERIFIED						
88	04/13/2009	ISSUE FEE PAYMENT RECEIVED						
87	03/02/2009	FINISHED INITIAL DATA CAPTURE						
86	01/16/2009	EXPORT TO INITIAL DATA CAPTURE						
85	01/13/2009	MAIL NOTICE OF ALLOWANCE	184		59			
84	01/09/2009	ISSUE REVISION COMPLETED						
83	01/09/2009	NOTICE OF ALLOWANCE DATA VERIFICATION COMPLETED						
82	01/09/2009	CASE DOCKETED TO EXAMINER IN GAU						
81	12/16/2008	ALLOWED CASE RETURNED TO THE EXAMINER FOR CLERICAL PROCESSING						
80	12/16/2008	DOCUMENT VERIFICATION						
79	12/08/2008	NOTICE OF ALLOWABILITY						
73	10/14/2008	INFORMATION DISCLOSURE STATEMENT CONSIDERED						
72	10/14/2008	REFERENCE CAPTURE ON IDS						

71	ll I	INFORMATION DISCLOSURE STATEMENT (IDS)	215	59
70	10/14/2008	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		
69	10/16/2008	DATE FORWARDED TO EXAMINER		
68	09/29/2008	SUPPLEMENTAL RESPONSE		
67	08/22/2008	DATE FORWARDED TO EXAMINER		
66	07/28/2008	SUPPLEMENTAL RESPONSE,		
65	08/06/2008	DATE FORWARDED TO EXAMINER		
64	07/28/2008	SUPPLEMENTAL RESPONSE		
63	02/01/2008	INFORMATION DISCLOSURE STATEMENT CONSIDERED		
62	06/09/2008	DATE FORWARDED TO EXAMINER		
61	06/06/2008	SUPPLEMENTAL RESPONSE		
60	04/07/2008	DATE FORWARDED TO EXAMINER		
59	03/13/2008	RESPONSE AFTER NON-FINAL ACTION		
58	02/01/2008	ELECTRONIC INFORMATION DISCLOSURE STATEMENT		
57	08/26/2003	CLAIMS PTO		
56	02/01/2008	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		
55	12/13/2007	MAIL NON-FINAL REJECTION		
54	12/10/2007	NON-FINAL REJECTION		
53	08/24/2007	DATE FORWARDED TO EXAMINER		
52	08/21/2007	AMENDMENT SUBMITTED/ENTERED WITH FILING OF CPA/RCE		
51	08/24/2007	DATE FORWARDED TO EXAMINER		
50	08/21/2007	REQUEST FOR CONTINUED EXAMINATION (RCE)	32	42
49	08/24/2007	DISPOSAL FOR A RCE / CPA / R129		
48	08/21/2007	REQUEST FOR EXTENSION OF TIME - GRANTED		
47	08/21/2007	WORKFLOW - REQUEST FOR RCE - BEGIN		
46	07/23/2007	MAIL ADVISORY ACTION (PTOL - 303)		
45	07/20/2007	ADVISORY ACTION (PTOL-303)		
44	06/28/2007	DATE FORWARDED TO EXAMINER		
43	06/20/2007	AMENDMENT AFTER FINAL REJECTION		
42	04/20/2007	MAIL FINAL REJECTION (PTOL - 326)		
41	04/16/2007	FINAL REJECTION		

40	01/26/2007	DATE FORWARDED TO EXAMINER			
39	01/18/2007	SUPPLEMENTAL RESPONSE		1	37
38	01/24/2007	DATE FORWARDED TO EXAMINER			
37		RESPONSE AFTER NON-FINAL ACTION		92	35
36	01/17/2007	REQUEST FOR EXTENSION OF TIME - GRANTED			
35	07/17/2006	MAIL NON-FINAL REJECTION			
34	07/13/2006	NON-FINAL REJECTION			
33	05/20/2006	DATE FORWARDED TO EXAMINER			
32	05/19/2006	AMENDMENT SUBMITTED/ENTERED WITH FILING OF CPA/RCE			
31	05/20/2006	DATE FORWARDED TO EXAMINER			
30	05/19/2006	REQUEST FOR CONTINUED EXAMINATION (RCE)		39	27
29	05/20/2006	DISPOSAL FOR A RCE / CPA / R129			
28	05/19/2006	REQUEST FOR EXTENSION OF TIME - GRANTED			
27	01/10/2006	MAIL FINAL REJECTION (PTOL - 326)			
26	01/09/2006	FINAL REJECTION			
25	10/29/2005	DATE FORWARDED TO EXAMINER			
24		RESPONSE AFTER NON-FINAL ACTION		176	19
23	10/21/2005	REQUEST FOR EXTENSION OF TIME - GRANTED			
22	07/19/2005	MAIL NOTICE OF INFORMAL OR NON- RESPONSIVE AMENDMENT			
21	06/28/2005	CASE DOCKETED TO EXAMINER IN GAU			
20	05/11/2005	DATE FORWARDED TO EXAMINER			
19.1	04/28/2005	INFORMAL OR NON-RESPONSIVE AMENDMENT AFTER EXAMINER ACTION			
19	04/28/2005	RESPONSE AFTER NON-FINAL ACTION		1	18
18	01/27/2005	MAIL NON-FINAL REJECTION			
17	01/24/2005	NON-FINAL REJECTION			
16	01/18/2005	WORKFLOW INCOMING AMENDMENT IFW			
15	11/16/2004	DATE FORWARDED TO EXAMINER			
14	11/01/2004	RESPONSE TO ELECTION / RESTRICTION FILED			
13	11/01/2004	WORKFLOW INCOMING AMENDMENT IFW		. <u> </u>	
12	10/06/2004	MAIL RESTRICTION REQUIREMENT	572		-1
11	10/01/2004	REQUIREMENT FOR RESTRICTION / ELECTION			
10	08/26/2003	IFW TSS PROCESSING BY TECH CENTER			

		COMPLETE		
9	03/07/2002	CASE DOCKETED TO EXAMINER IN GAU		
8.7	01/14/2002	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		
8	01/14/2002	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		
7	01/14/2002	PRELIMINARY AMENDMENT		
6	02/19/2002	APPLICATION DISPATCHED FROM OIPE		
5	02/19/2002	APPLICATION IS NOW COMPLETE		
3	02/08/2002	IFW SCAN & PACR AUTO SECURITY REVIEW		
2	01/29/2002	IFW SCAN & PACR AUTO SECURITY REVIEW		
1	01/14/2002	INITIAL EXAM TEAM NN		

Search Another: Application# Search

EXPLANATION OF PTA CALCULATION

EXPLANATION OF PTE CALCULATION

To go back, right click here and select Back. To go forward, right click here and select Forward. To refresh, right click here and select Refresh.

Back to OASIS | Home page

Day: Wednesday



Date: 3/17/2010 Time: 14:24:53



PTA Calculations for Application: <u>10/047352</u>						
Application Filing Date:	01/14/2002	PTO Delay (PTO):	756			
Issue Date of Patent:	06/09/2009	Three Years:	0			
Pre-Issue Petitions:	0	Applicant Delay (APPL):	556			
Post-Issue Petitions:	0	Total PTA (days):	689			
PTO Delay Adjustment:	489					

File Contents History							
Number	Date	Contents Description	PTO	APPL	START		
103	03/17/2010	ADJUSTMENT OF PTA CALCULATION BY PTO	489				
96.5	05/20/2009	PTA 36 MONTHS					
96	11 IK/HQ/ /HRQ	PATENT ISSUE DATE USED IN PTA CALCULATION					
95	05/15/2009	EXPORT TO FINAL DATA CAPTURE					
94	05/14/2009	DISPATCH TO FDC					
93	05/12/2009	MAIL-PETITION DECISION - DISMISSED					
		PETITION DECISION - DISMISSED					
91	04/14/2009	APPLICATION IS CONSIDERED READY FOR ISSUE					
90	03/16/2009	PETITION ENTERED					
89	04/13/2009	ISSUE FEE PAYMENT VERIFIED					
88	04/13/2009	ISSUE FEE PAYMENT RECEIVED					
87	03/02/2009	FINISHED INITIAL DATA CAPTURE					
86	01/16/2009	EXPORT TO INITIAL DATA CAPTURE					
85	01/13/2009	MAIL NOTICE OF ALLOWANCE	184		59		
84	01/09/2009	ISSUE REVISION COMPLETED					
83	01/09/2009	NOTICE OF ALLOWANCE DATA VERIFICATION COMPLETED					
82	01/09/2009	CASE DOCKETED TO EXAMINER IN GAU					
81	12/16/2008	ALLOWED CASE RETURNED TO THE EXAMINER FOR CLERICAL PROCESSING					
80	12/16/2008	DOCUMENT VERIFICATION					
79	12/08/2008	NOTICE OF ALLOWABILITY					
	10/14/2008	INFORMATION DISCLOSURE STATEMENT CONSIDERED					
72	10/14/2008	REFERENCE CAPTURE ON IDS					

71	10/14/2008	INFORMATION DISCLOSURE STATEMENT (IDS) FILED	215	59
70	10/14/2008	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		
69	10/16/2008	DATE FORWARDED TO EXAMINER		
68	09/29/2008	SUPPLEMENTAL RESPONSE		
67	08/22/2008	DATE FORWARDED TO EXAMINER		
66	07/28/2008	SUPPLEMENTAL RESPONSE		
65	08/06/2008	DATE FORWARDED TO EXAMINER		
64	07/28/2008	SUPPLEMENTAL RESPONSE		
63	02/01/2008	INFORMATION DISCLOSURE STATEMENT CONSIDERED		
62	06/09/2008	DATE FORWARDED TO EXAMINER		
61	06/06/2008	SUPPLEMENTAL RESPONSE		
60	04/07/2008	DATE FORWARDED TO EXAMINER		
59	03/13/2008	RESPONSE AFTER NON-FINAL ACTION		
58	02/01/2008	ELECTRONIC INFORMATION DISCLOSURE STATEMENT		
57		CLAIMS PTO		
56	02/01/2008	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		
55	12/13/2007	MAIL NON-FINAL REJECTION		
54	12/10/2007	NON-FINAL REJECTION		
53	08/24/2007	DATE FORWARDED TO EXAMINER		
52	08/21/2007	AMENDMENT SUBMITTED/ENTERED WITH FILING OF CPA/RCE		
51	08/24/2007	DATE FORWARDED TO EXAMINER		
50	08/21/2007	REQUEST FOR CONTINUED EXAMINATION (RCE)	32	42
49	08/24/2007	DISPOSAL FOR A RCE / CPA / R129		
48	08/21/2007	REQUEST FOR EXTENSION OF TIME - GRANTED		
47	08/21/2007	WORKFLOW - REQUEST FOR RCE - BEGIN		
46	07/23/2007	MAIL ADVISORY ACTION (PTOL - 303)		
45	07/20/2007	ADVISORY ACTION (PTOL-303)		
44	06/28/2007	DATE FORWARDED TO EXAMINER		
43	06/20/2007	AMENDMENT AFTER FINAL REJECTION		
42	04/20/2007	MAIL FINAL REJECTION (PTOL - 326)		
41	04/16/2007	FINAL REJECTION		

40	01/26/2007	DATE FORWARDED TO EXAMINER		 	
39		SUPPLEMENTAL RESPONSE		1	37
38	01/24/2007	DATE FORWARDED TO EXAMINER			
37	01/17/2007	RESPONSE AFTER NON-FINAL ACTION	<u> </u>	92	35
36	01/17/2007	REQUEST FOR EXTENSION OF TIME - GRANTED			
35	07/17/2006	MAIL NON-FINAL REJECTION			
34	07/13/2006	NON-FINAL REJECTION			
33	05/20/2006	DATE FORWARDED TO EXAMINER			
32	05/19/2006	AMENDMENT SUBMITTED/ENTERED WITH FILING OF CPA/RCE			
31	05/20/2006	DATE FORWARDED TO EXAMINER			
30	05/19/2006	REQUEST FOR CONTINUED EXAMINATION (RCE)		39	27
29		DISPOSAL FOR A RCE / CPA / R129			
28	05/19/2006	REQUEST FOR EXTENSION OF TIME - GRANTED			
27	01/10/2006	MAIL FINAL REJECTION (PTOL - 326)			
26	01/09/2006	FINAL REJECTION			
25	10/29/2005	DATE FORWARDED TO EXAMINER			
24		RESPONSE AFTER NON-FINAL ACTION		176	19
23	10/21/2005	REQUEST FOR EXTENSION OF TIME - GRANTED			
22	07/19/2005	MAIL NOTICE OF INFORMAL OR NON- RESPONSIVE AMENDMENT			
21	06/28/2005	CASE DOCKETED TO EXAMINER IN GAU			
20	05/11/2005	DATE FORWARDED TO EXAMINER			
19.1		INFORMAL OR NON-RESPONSIVE AMENDMENT AFTER EXAMINER ACTION			
19	04/28/2005	RESPONSE AFTER NON-FINAL ACTION		1	18
18	01/27/2005	MAIL NON-FINAL REJECTION			
17	01/24/2005	NON-FINAL REJECTION			
16	01/18/2005	WORKFLOW INCOMING AMENDMENT IFW			
15	11/16/2004	DATE FORWARDED TO EXAMINER			
14	11/01/2004	RESPONSE TO ELECTION / RESTRICTION FILED			
13	11/01/2004	WORKFLOW INCOMING AMENDMENT IFW			
12	10/06/2004	MAIL RESTRICTION REQUIREMENT	572		-1
11	10/01/2004	REQUIREMENT FOR RESTRICTION / ELECTION			
10	08/26/2003	IFW TSS PROCESSING BY TECH CENTER			

		COMPLETE		
9	03/07/2002	CASE DOCKETED TO EXAMINER IN GAU		
8.7	01/14/2002	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		
8	01/14/2002	INFORMATION DISCLOSURE STATEMENT (IDS) FILED		
7	01/14/2002	PRELIMINARY AMENDMENT		
6	02/19/2002	APPLICATION DISPATCHED FROM OIPE		
5	02/19/2002	APPLICATION IS NOW COMPLETE		
3	02/08/2002	IFW SCAN & PACR AUTO SECURITY REVIEW		
2	01/29/2002	IFW SCAN & PACR AUTO SECURITY REVIEW		
1	01/14/2002	INITIAL EXAM TEAM NN		

Search Another: Application# Search

EXPLANATION OF PTA CALCULATION

EXPLANATION OF PTE CALCULATION

To go back, right click here and select Back. To go forward, right click here and select Forward. To refresh, right click here and select Refresh.

Back to OASIS | Home page